

OFFICE OF THE FEDERAL DEFENDER

EASTERN DISTRICT OF CALIFORNIA

801 I STREET, 3rd FLOOR

SACRAMENTO, CALIFORNIA 95814

(916) 498-5700 Fax: (916) 498-5710


*Daniel J. Broderick
Federal Defender*

*Linda Harter
Chief Assistant Defender*

February 2, 2007

Mr. Michael B. Bigelow
Attorney at Law
428 J Street, #350
Sacramento, CA 95814

Re: **Phillips v. Kenan**
Civ.S-04-1257-GEB/GGH

FILED
FEB - 6 2007
CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY 
DEPUTY CLERK

Dear Mr. Bigelow:

This will confirm your appointment as counsel by the Honorable David F. Levi, U.S. Magistrate Judge, to represent the above-named petitioner. You are attorney of record until such time as you are relieved or other action is taken to appoint a different attorney.

Enclosed is CJA 20 form, your Order of Appointment and Voucher for services rendered. Also enclosed is an instruction sheet discussing the use of the forms, together with sample forms for reporting court time. This will also provide a uniformity in the way attorneys report their time and services rendered.

If we may be of any further assistance regarding the processing of the enclosed form, preparation of form CJA 21 for expert services, or in reference to any other matter pertaining to this case, please feel free to call upon us at any time.

Very truly yours,



CYNTHIA L. COMPTON
CJA Panel Administrator

:clc
Enclosures

cc: Clerk's Office
Ninth Circuit Court of Appeals

CIVIL AFFIDAVIT OF AND AUTHORITY TO PAY COURT APPOINTED COUNSEL

1. CIR./DIST./DIV. CODE 09C		2. PERSON REPRESENTED Phillips, Joshua		VOUCHER NUMBER																																																																																																																																																														
3. MAG. DKT./DEF. NUMBER		4. DIST. DKT./DEF. NUMBER Civ. S-04-1257-GEH/GGH		5. APPEALS DKT./DEF. NUMBER																																																																																																																																																														
7. IN CASE/MATTER OF (Case Name) Phillips v. Kenan		8. PAYMENT CATEGORY Appeal		9. TYPE PERSON REPRESENTED Appellant																																																																																																																																																														
				10. REPRESENTATION TYPE CA																																																																																																																																																														
11. OFFENSE(S) CHARGED (Cite U.S. Code, Title & Section) If more than one offense, list up to three major offenses charged, according to severity of offense.																																																																																																																																																																		
12. ATTORNEY'S NAME (First Name, M.I., Last Name, including any suffix) Michael B. Bigelow, Esq. 428 J Street, #350 Sacramento, CA 95814 Telephone Number: (916) 443-0217			13. COURT ORDER <input type="checkbox"/> C Appointing Counsel <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> F Sub Po For Federal Defender <input type="checkbox"/> R Sub Po For Retained Attorney <input type="checkbox"/> P Sub Po For Private Attorney <input type="checkbox"/> V Standby Counsel Prior Attorney's Name: _____ Appointment Date: _____ <input type="checkbox"/> Because the above-named person represented has testified under oath or has otherwise attested this court that he or she (1) is financially unable to employ counsel and (2) does not wish to invoke counsel, and because the interests of justice so require, the attorney whose name appears in Item 12 is appointed to represent this person in this case, or <input type="checkbox"/> Other (See last paragraph) _____ Signature of Presiding Judicial Officer or by Order of the Court: <u>GREGORY S. HOLLOWS</u> Date of Order: <u>7/26/06</u> Represented or partial representation ordered from the person represented for this service at time of appointment. <input type="checkbox"/> YES <input type="checkbox"/> NO																																																																																																																																																															
			14. NAME AND MAILING ADDRESS OF LAW FIRM (only provide per instructions) _____																																																																																																																																																															
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1 **MICHAEL B. BIGELOW**
2 **Attorney at Law**
3 State Bar No. 65211
4 428 J Street, Suite 350
5 Sacramento, California 95814
6 Telephone: (916) 443-0217
7 FAX (916) 447-2988

8 Attorney for Petitioner
9 Joshua Phillips

10
11 **IN THE UNITED STATES DISTRICT COURT**
12
13 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
14

15 JOSHUA PHILLIPS) CIV S-04-1257 GEB GGH P
16 Petitioner,)
17 v.) **NOTICE OF APPEAL**
18)
19)
20 SCOTT KENAN, Warden)
21 Respondent.)
22
23
24
25

26 NOTICE is hereby given that petitioner, Joshua Phillips
27 appeals to the United States Court of Appeals for the Ninth
28 Circuit from the order and judgment of the district court
29 entered on June 26, 2006.

30 Mr. Phillips also requests this Court issue a certificate
31 of appealability which will be filed separately.

32 / / /

33 / / /

1 See 28 U.S.C. § 2253(c); Fed. R. App. P. 22(b).

2 DATED: July 25, 2006 Respectfully submitted,

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4
5 /S/ MICHAEL B. BIGELOW
6 Michael B. Bigelow
7 Attorney for Defendant/Appellant
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